

# EXHIBIT 96

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF RHODE ISLAND  
CAUSE NOS. 1:16-cv-46-S and 1:16-cv-447-S  
SHEET METAL WORKERS LOCAL )  
NO. 20, et al., )  
                               )  
Plaintiffs, )  
                               )  
-vs- )  
                               )  
CVS PHARMACY, INC., et al., )  
                               )  
Defendants. )

## VIDEO DEPOSITION OF HAZEL COMPTON

The deposition upon oral examination of HAZEL COMPTON, a witness produced and sworn before me, Amy Doman, RPR, CRR, CSR No. 10-R-3022, Notary Public in and for the County of Hamilton, State of Indiana, taken on behalf of the Defendants, at the offices of Ice Miller, LLP, One American Square, Suite 2900, Indianapolis, Indiana, scheduled to begin at 9:00 a.m., on Thursday, February 14, 2019, pursuant to the Federal Rules of Civil Procedure.

1 MR. TASIC: Objection to form.

2 A Yes.

3 BY MR. RENDELL:

4 Q Did you expect Segal to make recommendations  
5 regarding prescription drug benefits for the fund?

6 A Yes.

7 Q Did you expect them to stay abreast of developments  
8 in the prescription drug market?

9 A Yes.

10 Q Did you expect them to let you know if something  
11 important happened in the prescription drug market?

12 MR. TASIC: Objection to form.

13 A Yes.

14 BY MR. RENDELL:

15 Q Did you expect them to present information to the  
16 trustees that would be important in making  
17 decisions about prescription drug benefits?

18 A Yes.

19 Q To offer prescription benefits, the fund had a  
20 contract with a pharmacy benefits manager, correct?

21 A Yes.

22 Q Will you understand if I refer to pharmacy benefits  
23 managers as PBMs for simplicity?

24 A Yes.

25 Q Have you heard the term "PBM" before?

1 A Yes.

2 Q In your understanding, what is a "PBM"?

3 A Exactly what it is, a pharmacy benefit manager.

4 They are the entity that, you know, we would enter  
5 into an arrangement with for drug pricing.

6 Q Do you understand that they adjudicate claims  
7 related to prescription benefits?

8 A Yes.

9 Q In the 2008 to 2016 time period, the fund's PBM was  
10 Caremark, correct?

11 A Yes.

12 Q The fund's trustees entered into a contract with  
13 Caremark for PBM services, correct?

14 A Yes.

15 Q The contract set out what services Caremark would  
16 provide for the fund, right?

17 A Yes.

18 Q The contract also set out what the fund would pay  
19 for the services Caremark was providing, right?

20 A Yes.

21 (Deposition Exhibit 7 was marked for  
22 identification.)

23 Q I'd like to show you another document, which will  
24 be marked Exhibit 7. Do you recognize this  
25 document?

1 A Yes.

2 Q Do you see the title of this document says,  
3 "Prescription Benefit Services Agreement"?

4 A Yes.

5 Q Looking below that title, do you see the paragraph  
6 that says, "This prescription benefit services  
7 agreement, the agreement, is entered into as of  
8 January 1, 2015, the effective date, between  
9 Caremark PCS Health, LLC, a Delaware limited  
10 liability company, Caremark, and Sheet Metal  
11 Workers Local Number 20, Welfare and Benefit Fund,  
12 client, to sponsor the health benefit plan." Do  
13 you see that?

14 A Yes.

15 Q Below that, do you see the next paragraph that  
16 says, "Client has established a health benefit plan  
17 for its plan participants and hereby retains  
18 Caremark to provide certain prescription benefit  
19 management, disease management, and specialty  
20 pharmacy services with respect to client's health  
21 benefit plan and plans."

22 A Yes.

23 Q Below that, do you see the line that says,  
24 "Caremark agrees to provide such services pursuant  
25 to the terms and conditions of this agreement"?

1 STATE OF INDIANA )  
2 COUNTY OF HAMILTON )  
3  
4 ) SS:  
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I, Amy Doman, RPR, CRR, CSR No. 10-R-3022,  
Notary Public in and for the County of Hamilton,  
State of Indiana, at Large, do hereby certify that  
HAZEL COMPTON, the deponent herein, was by me first  
duly sworn to tell the truth, the whole truth, and  
nothing but the truth in the aforementioned  
matter;

That the foregoing deposition was taken on  
behalf of the Defendants, at the offices of Ice  
Miller, LLP, One American Square, Suite 2900,  
Indianapolis, Indiana, on Thursday,  
February 14, 2019, pursuant to the Federal Rules of  
Civil Procedure;

That said deposition was taken down in  
stenograph notes and afterwards reduced to  
typewriting under my direction, and that the  
typewritten transcript is a true record of the  
testimony given by the said deponent; and that  
signature was requested by the deponent and all  
parties present;

That the parties were represented by their  
counsel as aforementioned.

1                   I do further certify that I am a disinterested  
2                   person in this cause of action, that I am not a  
3                   relative or attorney of either party or otherwise  
4                   interested in the event of this action, and that I  
5                   am not in the employ of the attorneys for any  
6                   party.

7                   IN WITNESS WHEREOF, I have hereunto set my  
8                   hand and affixed my notarial seal this 18th day  
9                   of February, 2019.

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My Commission Expires:

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September 30, 2025,

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Residing in Hamilton County, Indiana

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